

Serial No. 10/822,474

### IN THE CLAIMS

Claims 1 and 2 (canceled).

Claim 3 (currently amended): The nail stapler according to claim ~~[[2]]~~ 6 wherein the magazine includes a space in order to store the nails and a spring-biased pusher in the space so as to push the nails to the jam proof nozzle.

Claims 4 and 5 (canceled).

Claim 6 (currently amended): ~~[[The]]~~ A nail stapler ~~according to claim 5~~ including:  
a magazine for storing nails;  
a jam-proof nozzle; and

a hammering device capable of a hammering a leading one of the nails more than once until hammering the leading one of the nails completely into an object, wherein the hammering device includes a trigger and a hammer that is moved when the trigger is pulled, wherein the jam-proof nozzle includes a plate including a slot through which the nails can be transferred from the magazine, a restraint for restraining at least one of the nails other than the leading ~~[[nail]]~~ one of the nails to allow only the leading one of the nails to the hammer to prevent jamming, and a security device for controlling both of the restraint and the trigger.

Claim 7 (original): The nail stapler according to claim 6 wherein the security device includes a V-shaped body for controlling the restraint and an arm raised from the V-shaped body for controlling the trigger.

Claim 8 (original): The nail stapler according to claim 7 wherein the V-shaped body includes a first prong for controlling the restraint and a second prong from which the arm is raised.

Claim 9 (original): The nail stapler according to claim 6 wherein the security device is movable in a vertical path relative to the plate while the restraint is movable in an inclined path relative to the plate.

Claim 10 (original): The nail stapler according to claim 9 wherein the restraint includes two inclined slots through which two fasteners are driven into the plate.

Claim 11 (original): The nail stapler according to claim 6 wherein the restraint includes a protrusion for pressing at least one of the nails other than the leading nail.

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Claim 12 (original): The nail stapler according to claim 6 including a spring compressed between a portion of the plate and a portion of the restraint.

Claim 13 (original): The nail stapler according to claim 6 including a spring compressed between a portion of the restraint and a portion of the security device.

Claim 14 (original): The nail stapler according to claim 6 wherein the plate includes a cavity in a front face thereof for receiving the restraint.

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